

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION**

MIDLAND FUNDING LLC

Plaintiff/Counterclaim Defendant,
vs.

ANDREA L. BRENT

Defendant/Counterclaim Plaintiff
vs.

**MIDLAND CREDIT MANAGEMENT,
INC.**

Counterclaim Defendant

Case No. 3:08-CV-1434

Judge David A. Katz

**MOTION FOR LEAVE TO FILE THE
THIRD AMENDED COUNTERCLAIM OF
BRENT, DEFENDANT/COUNTERCLAIM
PLAINTIFF *INSTANTER***

Andrea Brent, Defendant/Counterclaim Plaintiff, and as putative Class Representative, hereby moves for leave to file her Third Amended Counterclaim *Instanter* for the reason that counsel for Brent believes that the filing of the same is mandated by the underlying facts.

The Third Amended Counterclaim of Defendant/Counterclaim Plaintiff is attached.

Respectfully submitted,

/s/Dennis E. Murray, Sr.

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CERTIFICATION

This is to certify that a copy of the foregoing **Motion for Leave to File the Third Amended Counterclaim of Brent, Defendant/Counterclaim Plaintiff *Instante*** was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic system. Parties may access the filing through the Court's system on this 8th day of December, 2009.

/s/Dennis E. Murray, Sr.
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